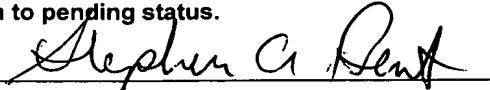


DT03 Rec'd PCT/PTO 28 DEC 2007

FORM PTO-1390 (Modified)  
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  
(REV 12-2004)

<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER <b>081356-0228</b> U.S. APPLICATION NO. (Mark Town, Tech Ctr., R. S.) <b>10/519545</b> Unassigned
INTERNATIONAL APPLICATION NO. PCT/JP2003/005956	INTERNATIONAL FILING DATE 05/13/2003	PRIORITY DATE CLAIMED 06/28/2002
<b>TITLE OF INVENTION</b> YEAST-ORIGIN PROMOTER AND VECTOR AND EXPRESSION SYSTEM USING THE SAME <b>APPLICANT(S) FOR DO/EO/US</b> Takehiko SAHARA, Satoru OHGIYA, Takako GODA & Kosei KAWASAKI Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). <input checked="" type="checkbox"/> has been communicated by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <input checked="" type="checkbox"/> is attached hereto. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau). <input type="checkbox"/> have been communicated by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).		
<b>Items 11 to 20 below concern other document(s) or information included:</b>		
11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input checked="" type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: Sequence Listing Statement; Diskette; PCT/IB/308; PCT/IB/304		

U.S. APPLICATION NO. (if known, see 37 CFR 1.51) <b>109519545</b>		INTERNATIONAL APPLICATION NO. PCT/JP2003/005956		ATTORNEY'S DOCKET NUMBER 081356-0228	
21. <input checked="" type="checkbox"/> The following fees are submitted:					
<input checked="" type="checkbox"/> a) Basic national fee \$300.00 <input checked="" type="checkbox"/> b) Examination fee \$200.00 <input checked="" type="checkbox"/> c) Search fee \$500.00 <b>TOTAL OF ABOVE CALCULATIONS = \$1000.00</b>					
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$ for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
103 - 100 = 3	/50 = 1		x \$250.00	\$ 250.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e))				\$ 0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total Claims	18 - 20 = 0		x \$ 50.00	\$ 0.00	
Independent Claims	2 - 3 = 0		x \$ 200.00	\$ 0.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$ 360.00	\$ 360.00
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 1610.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.				+ \$ 0.00	
				<b>SUBTOTAL =</b>	\$ 1610.00
Processing fee of 130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f))				\$	
				<b>TOTAL NATIONAL FEE =</b>	\$ 1610.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 40.00 per property				\$ 40.00	
				<b>TOTAL FEES ENCLOSED =</b>	\$ 1650.00
				<b>Amount to be refunded:</b>	
				<b>charged:</b>	
a. <input type="checkbox"/> A check in the amount of \$1650.00 to cover the above fees is enclosed. b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>19-0741</u> in the amount of 1650.00 to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0741</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:  Foley & Lardner LLP Customer Number: 22428					
 SIGNATURE <u>Stephen A. Bent</u> NAME <u>Stephen A. Bent</u> 29,768 REGISTRATION NUMBER <u>29,768</u> Date: December 28, 2004					

1519545

Title: YEAST-DERIVED PROMOTERS, AND THE VECTORS AND EXPRESSION SYSTEMS USING THE PROMOTERS

Inventor(s): Takehiko SAHARA et al. Dkt. No. 081356/0228

Natl' Phase in the U.S. of: PCT/JP2003/005956 SABE/bcb (12/28/2004)

- Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371 (2 pgs.) (in duplicate);
- Patent Application Specification (62 pgs.);
- Declaration & Power of Attorney (4 pgs.);
- Application Data Sheet (4 pgs.);
- Information Disclosure Statement (2 pgs.);
- PTO/SB/08 Form (1 pg.);
- International Search Report (4 pg.);
- Statement to Support Filing and Submission in Accordance with 37 C.F.R. 1.821-1.825 (1 pg.);
- Paper Copy of Sequence Listing (15 pgs.);
- Sequence Listing in Computer Readable Format on diskette;
- Executed Assignment (1 pg.);
- Recordation of Assignment (1 pg.);
- Form PCT/IB/308;
- Form PCT/IB/304;
- Petition to Accept Color Photographs Under 37 CFR 1.84 (7 pgs.);
- Color Photographs (26 Sheets in triplicate w/black and white photocopy version);
- Check No. 40518 for \$130.00.

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Due Date: December 28, 2004 Attorney Initials: SABE/bcb  
Date Filed: December 28, 2004 Insp. By:

DT03 Rec'd PCT/PTO 28 DEC 2004